

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN**

OWEN W. BARNABY,
Plaintiff- Appellant

)
)

Vs.

) Hon. Robert J. Jonker
) Hon. Mag. Sally J. Berens

MICHIGAN STATE GOVERNMENT, ET, AL
Defendants- Appellees

) Case No. 1:22 -CV- 1146

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**SECOND PROOF OF PROPERLY SERVED SUMMONSES WITH
COPIES OF COMPLAINT ON THE HOLMSTROM DEFENDANTS**

INTRODUCTION

Plaintiff talked with Ms. Linda Drotoz from PDQ Paper Server, days before mailing on Tuesday, March 19, 2024, two Summonses with two copies of the Third Amended Complaint- (ECF No.36) to be served on,1). Defendant – Attorney Jefferey R. Holmstrom and 2). Defendant – Holmstrom Law Office. The mail was scheduled to arrive on Friday March 22, 22, but PDQ received it on March 25, 20. Please see return receipt attached below.

Tracking Number:

420491209505510568234079974245

[Copy Add to Informed Delivery](#)

Latest Update

Your item was delivered in or at the mailbox at 2:56 pm on March 25, 2024 in NILES, MI 49120.

Get More Out of USPS Tracking:

USPS Tracking Plus®

Delivered

Delivered, In/At Mailbox

NILES, MI 49120

March 25, 2024, 2:56 pm

Out for Delivery

NILES, MI 49120

March 25, 2024, 7:12 am

Arrived at Post Office

NILES, MI 49120

March 25, 2024, 7:01 am

Arrived at USPS Facility

NILES, MI 49120

March 25, 2024, 6:09 am

Departed USPS Regional Facility

KALAMAZOO MI DISTRIBUTION CENTER

March 25, 2024, 3:14 am

Arrived at USPS Regional Facility

KALAMAZOO MI DISTRIBUTION CENTER

March 24, 2024, 9:31 pm

Departed USPS Regional Facility
GRAND RAPIDS MI DISTRIBUTION CENTER ANNEX
March 24, 2024, 8:25 pm
Arrived at USPS Regional Destination Facility
GRAND RAPIDS MI DISTRIBUTION CENTER ANNEX
March 24, 2024, 11:17 am
In Transit to Next Facility
March 23, 2024
Arrived at USPS Regional Origin Facility
ATLANTA GA DISTRIBUTION CENTER
March 22, 2024, 10:32 am
Departed Post Office
KENNESAW, GA 30144
March 19, 2024, 5:42 pm
USPS in possession of item
KENNESAW, GA 30144
March 19, 2024, 2:27 pm
[Hide Tracking History](#)

Second Proof of Properly Served Summonses and Complaint on Defendants

First, Plaintiff had already properly served Summonses and Second Amended Complaint (ECF No.10), on the Holmstrom Defendants, on December 09, 2022, by US Postal certified mail, with restricted Delivery and with return receipt, in keeping with his obligation to assure them, their due process rights of defense. Plaintiff properly served with Summonses and Second Amended Complaint-(ECF No.10) the Holmstrom Defendants and fulfilled his responsibility to assure them, their due process rights of defense. But that they knowingly and willfully rejected the served Summonses and Second Amended Complaint. See, (ECF No. 29); (ECF No. 139, PageID.1748- 1814) and EXHIBIT W-20.

Tracking Number:
70221670000121730528
[Copy Schedule a Redelivery](#)

Latest Update

We attempted to deliver your item at 1:49 pm on December 9, 2022 in SAINT JOSEPH, MI 49085 and a notice was left because an authorized recipient was not available. You may arrange redelivery by using the Schedule a Redelivery feature on this page or may pick up the item at the Post Office indicated on the notice beginning December 10, 2022. If this item is unclaimed by

December 24, 2022 then it will be returned to sender.

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Delivery Attempt: Action Needed

Notice Left (No Authorized Recipient Available)

SAINT JOSEPH, MI 49085

December 9, 2022, 1:49 pm

Out for Delivery

SAINT JOSEPH, MI 49085

December 9, 2022, 6:10 am

See All Tracking History

December 8, 2022

Arrived at USPS Regional Destination Facility

GRAND RAPIDS MI DISTRIBUTION CENTER ANNEX December 7, 2022, 11:17 am

**BUT THEY WILLFULLY REJECTED THE SERVED
SUMMONSES AND COMPLAINT**

By.

1), Defendant – Attorney Jefferey R. Holmstrom and 2), Defendant – Holmstrom Law Office.

Tracking Number:

70221670000121730528

Copy Add to Informed Delivery

Latest Update

Your item could not be delivered on December 28, 2022 at 11:12 am in BENTON HARBOR, MI 49022. It was held for the required number of days and is being returned to the sender.

Get More Out of USPS Tracking:

USPS Tracking Plus®

Alert

Unclaimed/Being Returned to Sender

BENTON HARBOR, MI 49022

December 28, 2022, 11:12 am

“Plaintiff called and spoke with Defendant Attorney Holmstrom as a Defendant in the case and about some of his prior clients; also about Plaintiff’s intent to add to the Complaint. It was a “Surprise” to Plaintiff, when Defendant Attorney Holmstrom stated that, Plaintiff has no further need to contact him about the same two matters as the Magistrate Judge has filed a Report and Recommendation which Judge Robert J. Jonker who will basically just rubber stamp even if Plaintiff responded.”

In addition, 1), Defendant – Attorney Jefferey R. Holmstrom and 2), Defendant – Holmstrom Law Office, received complaint by email. Please see EXHIBIT W-20.

Secondly, notwithstanding that, Plaintiff already properly served with Summonses and Second Amended Complaint-(ECF No.10), Defendant – Attorney Jefferey R. Holmstrom and Defendant – Holmstrom Law Office, are properly served, by US Postal certified mail, with restricted Delivery and with return receipt, that was willfully rejected by them, and Plaintiff’s filings in the District Court for the preservation of his Default-(ECF Nos 32, 75, 95, 124) and Default judgment-(ECF Nos 28, 77, 81) against them. See, (ECF No. 139, PageID.1748- 1814). Plaintiff, on Tuesday, March 19, 2024, for the second time moved in this proceeding properly served Defendant – Attorney Jefferey R. Holmstrom and Defendant – Holmstrom Law Office, with Summonses and Third Amended Complaint-(ECF No.36), this time by the PDQ, a Process Server Company.

Plaintiff talked with Ms. Linda Drotoz from PDQ Paper Server, days before mailing on Tuesday, March 19, 2024, two Summonses with two copies of the Third Amended Complaint-(ECF No.36) to be served on,1). Defendant – Attorney Jefferey R. Holmstrom and 2). Defendant – Holmstrom Law Office. The mail was scheduled to arrive on Friday March 22, 22, but PDQ received it on March 25, 20.

Dated: April 5, 2024,

\S/ Owen W. Barnaby
Owen W. Barnaby, In Pro Se.

Owen W. Barnaby
Printed Name

PO Box 1926
Address

Kennesaw Georgia, 30156
City, State Zip code

(678) 382-4183
Phone Number

Respectfully Submitted,

Dated: April 5, 2024,

\S/ Owen W. Barnaby
Owen W. Barnaby, In Pro Se.

CERTIFICATE OF SERVICE

The undersigned states that on the 5th day of April 2024, a duplicate original of Plaintiff's, "EXPEDITED CONSIDERATION REQUESTED" PLAINTIFF'S EMERGENCY MOTION FOR, CLARIFICATION ON DEFENDANTS' WILLFUL REJECTIONS OF SERVED SUMMONSES WITH COMPLAINT.", was filed with the Clerk of the Court, using the ECF System, which will provide electric notice to the parties of record, and I have emailed/mailed by U.S. Postal Service the same to non-ECP participants.

Respectfully Submitted,

Dated: April 5, 2024,

\S/ Owen W. Barnaby
Owen W. Barnaby, In Pro Se.